

FAX transmission sheet

Date 8 / 19 / 02

Time

8 : 40

AM

PM

From: David P. Schneider
4 Woodside Dr. East
Apalachin, NY. 13732

To: Mr. Derek Woods
Petitions Office
US Patents and Trademarks Office
Washington, DC.

Pages Transmitted Following This Sheet Two Pages

FAX RECEIVED
SEP 10 2002
PETITIONS OFFICE

Application Number: 09/375,767
Filing Date: 08/17/1999
Inventor: David P. Schneider
Attorney Docket Number: DPS*1
Confirmation Number: 5564
Art Unit: 1616
Examiner: Levy, Neil S.

12

Attention: Mr. Derek Woods

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SEP. 10 2002

PETITIONS OFFICE

PETITION TO WITHDRAW HOLDING OF ABANDONMENT

Under 37 CFR 1.181(a) and MPEP 711.03

Office action from Examiner Levy mailed 12/12/01 was never received at this office. Subsequently Examiner Levy contacted this office by telephone on 7/12/02 asking why we had not responded. Our docket DPS*1 was referenced and showed no record of receipt of said office action. Please see enclosed copy of said docket's record of dated actions. As a result of Examiner Levy's 7/12/02 phone communication he later sent this office a copy of his 12/12/01 office action and also a copy of the page 700-137 of the MPEP where he highlighted the section explaining this method of petitioning to Withdraw Holding Of Abandonment. This latest communication from Examiner Levy was received at this office and was acted upon immediately.

Respectfully submitted,



Dated 8/19/02

David P. Schneider

INVENTOR David P. Schneider

SERIAL NO. 09/375,767 FILED 08/17/1999

TITLE Shark Deterrent FAX RECEIVED

SEP 10 2002

ASSIGNEE _____ PETITIONS OFFICE

ASSIGNMENT RECORDED _____ REEL _____ FRAME _____

OFFICE ACTIONS	AMENDMENTS
<u>Filed 8/15/99</u>	
<u>Rec. 1st OA 12/06/00</u>	<u>1st Amend. 02/01/01</u>

Notice of Publication 02/21/02 Notice of Abandonment 09/24/02

ALLOWED _____ FINAL FEE PAID _____